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THEODORE TRAPP and the putative class

20  
21 **UNITED STATES DISTRICT COURT**  
22 **DISTRICT OF NEVADA**

23 THEODORE TRAPP, on his own behalf and  
on behalf of all others similarly situated,

24 Plaintiff,

25 v.

26  
27 BIG POPPA'S, LLC, a Nevada limited liability  
company d/b/a BADDA BING MEN'S CLUB;  
28 SKY TOP VENDING, INC., a Nevada  
Corporation d/b/a CAN CAN ROOM;

Case No. 2:09-cv-00995

**[PROPOSED]**  
**STIPULATED REQUEST TO STAY**  
**PROCEEDINGS PENDING OUTCOME OF**  
**SETTLEMENT DISCUSSIONS**  
**(Second Request)**

**Honorable Lloyd D. George**

**Magistrate Judge Peggy A. Leen**

1 LA FUENTE, INC., a Nevada corporation  
 d/b/a CHEETAH'S;  
 2 C.P. FOOD AND BEVERAGE, INC., a  
 Nevada corporation d/b/a CLUB PARADISE;  
 3 DÉJÀ VU SHOWGIRLS OF LAS VEGAS,  
 LLC, a Nevada limited liability company d/b/a  
 4 DÉJÀ VU SHOWGIRLS;  
 PALOMINO CLUB, INC., a Nevada  
 5 corporation d/b/a PALOMINO CLUB;  
 SHAC, LLC, a Nevada limited liability  
 6 company d/b/a SAPPHIRE;  
 K-KEL, INC., a Nevada corporation d/b/a  
 7 SPEARMINT RHINO;  
 D.2801 WESTWOOD, INC., a Nevada  
 8 corporation d/b/a TREASURES;  
 LITTLE DARLINGS OF LAS VEGAS, LLC,  
 9 a Nevada limited liability company d/b/a  
 LITTLE DARLINGS;  
 10 O.G. ELIADES, A.D., LLC, a Nevada limited  
 liability company d/b/a OLYMPIC  
 11 GARDENS;  
 LAS VEGAS ENTERTAINMENT, LLC, a  
 12 Nevada limited liability company d/b/a  
 LARRY FLYNT'S HUSTLER CLUB;  
 13 MICHAEL A. SALTMAN d/b/a MINXX;  
 RICK'S LAS VEGAS;  
 14 FRIAS MANAGEMENT, LLC, a Nevada  
 limited liability company d/b/a ACE CAB  
 15 COMPANY and A-NORTH LAS VEGAS  
 CAB;  
 16 WESTERN CAB COMPANY, a Nevada  
 corporation d/b/a WESTERN CAB  
 17 COMPANY and WESTERN LIMOUSINE;  
 NEVADA CHECKER CAB CORPORATION,  
 18 a Nevada corporation d/b/a CHECKER CAB  
 COMPANY;  
 19 NEVADA STAR CAB CORPORATION, a  
 Nevada corporation d/b/a STAR CAB  
 20 COMPANY;  
 NEVADA YELLOW CAB CORPORATION,  
 21 a Nevada corporation d/b/a YELLOW CAB  
 COMPANY;  
 22 LUCKY CAB COMPANY OF NEVADA, a  
 Nevada corporation d/b/a LUCKY TRANS;  
 23 SUN CAB, INC., a Nevada corporation d/b/a  
 NELLIS CAB COMPANY;  
 24 CLS NEVADA, LLC, a Nevada limited  
 liability company d/b/a CLS  
 25 TRANSPORTATION LAS VEGAS;  
 ON DEMAND SEDAN SERVICES, LLC, a  
 26 Nevada limited liability company d/b/a ODS  
 LIMOUSINE and ODS CHAUFFEURED  
 27 TRANSPORTATION;  
 BLS LIMOUSINE SERVICE OF LAS  
 28 VEGAS, INC., a Nevada corporation d/b/a  
 BLS LIMOUSINE SERVICE OF LAS

1 VEGAS;  
2 DESERT CAB, INC., a Nevada corporation  
3 d/b/a DESERT CAB COMPANY and  
4 ODYSSEY LIMOUSINE;  
5 BELL TRANS A NEVADA CORPORATION,  
6 a Nevada corporation d/b/a BELL TRANS;  
7 TONY CHONG, an individual; and  
8 DOE EMPLOYEES 1-1000;

9 Defendants.

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10 Plaintiff THEODORE TRAPP (“Plaintiff” or “Trapp”) and Defendants BIG POPPAS, LLC  
11 d/b/a BADDABING MEN’S CLUB and O.G. ELIADES, A.D., LLC d/b/a OLYMPIC GARDENS,  
12 propose the following Stipulation and Proposed Order staying these proceedings for 60 days as to  
13 those Defendants. In support, the Parties state as follows:

14 **WHEREAS**, on June 2, 2009, Plaintiff filed a four-count putative class action complaint (“the  
15 Complaint”) against the Defendants alleging violations of Nevada’s Racketeering Statute;

16 **WHEREAS**, Plaintiff caused Defendant Big Poppas, LLC to be served with a copy of the  
17 summons and complaint in this matter on or about June 8, 2009;

18 **WHEREAS**, Plaintiff caused Defendant O.G. Eliades, A.D., LLC to be served with a copy of  
19 the summons and complaint in this matter on or about June 9, 2009.

20 **WHEREAS**, by Stipulation filed July 9, 2009, the Parties agreed, subject to the approval of  
21 this Court, to enlarge the time for Defendants Big Poppas, LLC and O.G. Eliades, A.D., LLC to  
22 answer or otherwise plead to the Complaint until August 3, 2009.

23 **WHEREAS**, by Stipulation filed July 30, 2009, the Parties agreed, subject to the approval of  
24 this Court, to stay the proceedings pending an outcome of Settlement Discussions for Defendants Big  
25 Poppas, LLC and O.G. Eliades, A.D., LLC until October 30, 2009.

26 **WHEREAS**, Plaintiff and Defendants Big Poppas, LLC and O.G. Eliades, A.D., LLC, seek  
27 entry of an Order staying these proceedings for an additional sixty days as to those Defendants to  
28 enable the Parties to continue to focus their efforts on settlement discussions in the hopes of bringing  
an early resolution to this matter;

**WHEREAS**, Defendants Big Poppas, LLC and O.G. Eliades, A.D., LLC deny the material  
allegations of the Complaint, deny they committed any wrongdoing, and deny any liability to Plaintiff  
or the putative class of individuals that he purports to represent;

1       **WHEREAS**, taking into account the burdens and expense of protracted litigation, including  
2 the risks and uncertainties associated with class certification, protracted trials, and appeals, the Parties  
3 have decided to engage in settlement discussions to determine whether a speedy and efficient  
4 resolution to this case may be achieved;

5       **NOW THEREFORE**, the Parties hereby **STIPULATE** and **AGREE** as follows:

6       1.       These proceedings are hereby stayed for sixty (60) days through and including  
7 December 29, 2009, as to Defendants Big Poppas, LLC and O.G. Eliades, A.D., LLC.

8       **IT IS SO STIPULATED.**

9       Dated this 30<sup>th</sup> day of October, 2009

10       THEODORE TRAPP, individually and on  
11       behalf of all others similarly situated

BIG POPPAS, LLC d/b/a BADDA BING MEN'S  
CLUB, a Nevada limited liability company, and  
O.G. ELIADES, A.D., LLC d/b/a OLYMPIC  
GARDENS

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13       By: /s/ Rafey Balabanian  
14       Rafey Balabanian (ARDC No. 6285687)  
15       KAMBEREDELSON LLC  
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By: /s/ David Brown  
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22       *Attorneys for Plaintiff*  
23       THEODORE TRAPP and the putative class

*Attorneys for Defendants*  
BIG POPPAS, LLC & O.G. ELIADES, A.D., LLC

24       Dated this \_\_\_\_\_ day of \_\_\_\_\_, 2009

25  
26       \_\_\_\_\_  
27       LLOYD D. GEORGE  
28       UNITED STATES DISTRICT JUDGE

The undersigned certifies that on the 30<sup>th</sup> day of October, 2009, the **PROPOSED]**

**STIPULATED REQUEST TO STAY PROCEEDINGS PENDING OUTCOME OF SETTLEMENT**

**DISCUSSION (Second Request)** was electronically served upon all attorneys of record in this matter.

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